

**August 10, 2009                      7:00 P.M.**

**MAYOR'S REPORT**  
**PUBLIC HEARING AND FINAL READING OF ORDINANCE 09-02**  
 Mayor Hallett read by title Ordinance 09-02.  
**AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN**  
**OF ST. LEO, FLORIDA REPEALING THE 1989 TOWN OF ST.**  
**LEO COMPREHENSIVE PLAN, AS ADOPTED BY ORDINANCE**  
**89-04, AND AS AMENDED, AND TO ADOPT THE NEW TOWN**

**OF ST. LEO COMPREHENSIVE PLAN-2025; INCLUDING AN INTRODUCTION AND ADMINISTRATION SECTION; FUTURE LAND USE ELEMENT; TRANSPORTATION ELEMENT; HOUSING ELEMENT; PUBLIC SERVICES AND FACILITIES ELEMENT AND WATER SUPPLY FACILITIES WORK PLAN SUBELEMENT; CONSERVATION ELEMENT; RECREATION AND OPEN SPACE ELEMENT; INTERGOVERNMENTAL COORDINATION ELEMENT; AND CAPITAL IMPROVEMENTS ELEMENT; AND COMPREHENSIVE PLAN-2025 MAP SERIES APPENDIX; AND THAT THE COMPREHENSIVE PLAN-2025 WAS BASED ON THE EVALUATION AND APPRAISAL OF THE 1989 COMPREHENSIVE PLAN AS PROVIDED FOR BY FLORIDA LAW AT SECTION 163.3191, FLORIDA STATUTES; PROVIDING FOR CODIFICATION AND CORRECTION OF SCRIVENER'S ERRORS; PROVIDING FOR LIBERAL CONSTRUCTION; PROVIDING A REPEALING CLAUSE AND RESTATEMENT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

Attorney Petruff spoke. The commission voted to adopt this ordinance at the Regular Commission meeting in June of 2009, however at that time, the **title** of the ordinance was not read and the final ordinance was not made available for the commissioners to read. With this in mind, it was determined that it was appropriate to re-advertise and to reopen a public hearing on the ordinance including exhibit A (the comp plan), then to again take action. The comp plan has been amended to conform to the instructions given at the previous meeting, regarding removing all reference to the "village center" concept from the document.

The public hearing was opened for discussion of Ordinance 09-02 including (Exhibit A).

Discussion.

The public hearing was closed.

**MOTION: TO ADOPT ORDINANCE 09-02 WITH EXHIBIT A, THE TOWN OF ST. LEO COMPREHENSIVE PLAN 2025, AS READ BY MAYOR HALLETT**

**MOTION:** Commissioner Christmas

**SECOND:** Commissioner DeWitt

Discussion.

**VOTE:** Approved 5/0 Vote

**RESOLUTION 09-08 LOCAL MITIGATION STRATEGY**

Mayor Hallett read the title of Resolution 09-08.

James Martin asked for approval of the Local Mitigation Strategy Document. The six municipalities and county each have the opportunity to approve this document.

Discussion.

**MOTION: TO ADOPT RESOLUTION 09-08 ADOPTING THE LOCAL MITIGATION STRATEGY DOCUMENT.**

**MOTION BY:** Commissioner Hamilton

**SECOND BY:** Commissioner DeWitt

Discussion.

**VOTE:** Approved 4/1, Commissioner Courtney – Nay

**ORDINANCE 09-03 TOWN VIOLATION ORDINANCE**

Mayor Hallett read by title Ordinance 09-03.

**AN ORDINANCE OF THE TOWN OF ST. LEO, FLORIDA, AUTHORIZING THE PROSECUTION OF ALL TOWN ORDINANCE VIOLATIONS IN THE PASCO COUNTY COURT PURSUANT TO ADMINISTRATIVE ORDER NO 2003-027 PA/CTY, AS AMENDED.**

Exhibit A has classifications for ordinances that contain violations. The Pasco County Citation Affidavit is attached as part of the ordinance.  
Discussion.

**MOTION: TO ADOPT ORDINANCE 09-03 AS READ BY MAYOR HALLETT, WITH THE AMENDED NAME CHANGE OF BURKES ROAD TO DUNNE ROAD.**

Discussion.

**MOTION BY:** Commissioner Hamilton

**SECOND BY:** Commissioner Christmas

Discussion.

**VOTE:** Unanimous for Approval – 5/0

**UNFINISHED BUSINESS**

**TREE REMOVAL LOT 289, LAKE JOVITA**

Building contractor, Knighton spoke on behalf of the property owner. Mayor Hallett stated that setback information on the original zoning compliance application had been stated inaccurately. Commissioner Christmas noted the written justification statement requirement for the tree removal permit had not been met. The building permit had also been inappropriately approved by the City of Dade City Building Department.

It was then determined that removal of the tree is secondary to the insufficient zoning compliance application request information.

**MOTION: TO PROVIDE THE CONTRACTOR /OWNER A STOP WORK LETTER UNTIL THE ZONING COMPLIANCE ISSUES WERE RESOLVED.**

**MOTION BY:** Commissioner Christmas

**SECOND BY:** Commissioner Hamilton

Discussion.

**VOTE:** Approved 4/1, Commissioner DeWitt - Nay

Discussion.

**MOTION: TO AMEND THE PRIOR MOTION OF A STOP ORDER TO THE APPLICANT FOR LOT 289. TO GIVE OPPORTUNITY FOR DELIVERY OF AN AMENDED ZONING COMPLIANCE APPLICATION SHOWING CLEAR SETBACKS, INCLUDE A LETTER OF APPROVAL FROM LAKE JOVITA ARC, AND AN AS BUILT SITE PLAN, AND WHEN REQUIREMENTS OF THE LAND DEVELOPMENT CODE ARE MET, COMMISSIONER CHRISTMAS IS AUTHORIZED TO APPROVE THE BUILDING PERMIT FOR THE HOUSE.**

**MOTION BY:** Commissioner Christmas

**SECOND BY:** Commissioner DeWitt

Discussion.

**VOTE:** Unanimous for Approval 5/0 -- Adopted

Discussion

Tree removal will be discussed at the September meeting.

**TREE REMOVAL LOT 287, LAKE JOVITA**

Mr. Gardner owner of lot 287 requested removal of a tree. Commissioner Christmas noted the written justification statement requirement for the tree removal permit had not been met. .

Letters from neighbors (Walker, and Milinovich) were available requesting that the tree in question not be removed. Confirmation of the distance of the tree to the existing pool was made. Mr. Gardner was asked to return the required paperwork and the tree removal will be discussed at the September meeting.

**COMMISSION REPORT**

**ASPHALT REPAIR AND TOWN HALL RESURFACING**

Quotes are not available for these projects.

**RETAINING WALL – TOWN HALL**

A quote was submitted by Yingling and Sons Concrete LLC, in the amount of \$2,513.00. This was the only quote received for this project.

Discussion.

**MOTION: TO ACCEPT THE PROPOSAL IN THE AMOUNT OF \$2,513.00 FROM YINGLING AND SONS CONCRETE LLC TO UPGRADE THE AREA NEAR THE DRIVEWAY ON THE WEST SIDE OF TOWN HALL.**

**MOTION BY:** Commissioner Christmas

**SECOND BY:** Commissioner Hamilton

Discussion.

**VOTE:** Unanimous for Approval – 5/0

**HYDRILLA** Mayor Hallett suggested that a written agreement of the Town and all lakefront property owners should be created with the intent to formalize common understanding of the maintenance of Lake Jovita.

**PENNY FOR PASCO**

The Mayor spoke of the Infrastructure Sales Surtax known as Penny for Pasco. If the formula to determine allocation was currently based on the 2008 estimated census, the Town of St. Leo portion would almost double. The present Interlocal Agreement between Pasco County and the six municipalities ends, December 31, 2014.

**MILLAGE RATE**

Discussion.

**MOTION: TO SET THE PROPOSED MILLAGE RATE AT 1.30 FOR THE 2009-2110 FISCAL YEAR.**

**MOTION:** Commissioner Hamilton

**SECOND:** Commissioner DeWitt

Discussion.

**VOTE:** Unanimous for Approval – Adopted 5/0

**COPIER** Discussion to upgrade the Ricoh copier.  
**MOTION: TO APPROVE THE 39 MONTH COMMITMENT TO UPGRADE THE COPIER EFFECTIVE OCTOBER 1, 2009.**

**MOTION BY:** Commissioner Hamilton

**SECOND BY:** Commissioner DeWitt

**VOTE:** Unanimous for Approval – Adopted 5/0

**ATTORNEYS REPORT**

Attorney Petruff noted that there is an ordinance stating a certain speed limit on Wichers Road. Last month the commission by motion decided to decrease the limit. An ordinance will be prepared for next month to address the change.

**NEW BUSINESS**

A certificate was presented recognizing Commissioner Courtney, for his participation in the June, Institute of Elected Municipal Officials held in Tampa,

**ADJOURNMENT**

**MOTION: TO ADJOURN MEETING AT 8:48 P.M.**

**MOTION BY:** Commissioner Christmas

**SECOND BY:** Commissioner Hamilton

**VOTE:** Unanimous for Approval – 5/0

Respectfully,  
Joan Miller, C.M.C.